IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.30264 of 1998

Between:

1 K.Kishore Mitra, S/o. Ramachandra Rao, 44 years,
R/o. Guntur.
2 R.L.S.Bhaskaracharyulu, S/o. Subramanyam, Assistant

Engineer, APSHCL, C/o. M.D.O., Office, Gannavaram,
Krishna Dist.

...PETITIONERS

AND

1. State of Andhra Pradesh, rep.by its Principal Secretary to Government, Housing Department, Secretariat, Hyderabad.

2. A.P.State Housing Corporation Ltd., rep.by its Managing Director, H.No.3-6-184, Road No.17, Himayatnagar, Hyderabad.

3. Sri Bh.Srinivas, S/o.Krishna Rao, 35 years, Hindu, Assistant Engineer, A.P.State Housing Corporation Limited, VUDA Complex, Visakhapatnam.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents 1 and 2 revising the seniority of the 3rd Respondent from Sl.No. 59 of the provisional seniority list of Assistant Engineers communicated on 15/04/1994 by taking his services from 27/08/1983 instead of 02/11/1983 in the cadre of Supervisor/Asst. Engineer as illegal and void and consequently direct the Respondents 1 and 2 to treat the 3rd

Respondent as Junior to the petitioners in the cadre of Supervisor/Assistant Engineer w.e.f. 02/11/1983 only.

Counsel for the Petitioners: MR.A.RAMALINGESWAR RAO

Counsel for the Respondent No.1: THE G.P. FOR HOUSING AND MUNICIPAL ADMINISTRATION

Counsel for the Respondent No.2: MR.V.CH.NAIDU

Counsel for the Respondent No.3: .MR.S.SREERAMACHANDRA MURTHY

The Court made the following:

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.30264 of 1998

ORDER:

It is represented that having regard to the subsequent show cause notice issued to the third respondent with regard to the variation of the earlier orders passed in fixing seniority, this Court has already disposed of connected Writ Petition being W.P.No.583 of 2004. In view of the same, no further orders are necessary to be passed in the present Writ Petition. However, the objections will also form part of the consideration in terms of the directions issued.

The Writ Petition is accordingly dismissed.

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(B.PRAKASH RAO, J)

13th December 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Principal Secretary to Government, State of Andhra Pradesh, Housing Department, Secretariat, Hyderabad.
2. The Managing Director, A.P.State Housing Corporation Ltd., H.No.3-6-184, Road No.17, Himayatnagar, Hyderabad.
3. Two CCs to G.P. for Housing and Municipal Administration, High Court Buildings, Hyderabad (OUT).
4. Two CD copies.